

#12

DA. LAYS CAPITAL INC.
200 PARK AVE
NEW YORK, NY 10185

JOHN S ROSEKRANS
88 LOCUST AVE
MILL VALLEY, CA 94541-2134

0000212

**FUTURES/FOREIGN EXCHANGE
CONFIRMATION**

OCT 06, 2008	
IR NUMBER	ACCOUNT
878	8054
Page 1	

US NON-SEGREGATED ACCOUNT

- OPENING ACCOUNT BALANCES -

DCR

ITEMIZED CASH ACTIVITY

3 INTEREST EARNED

10/06/08 EUR

948.45CR

CLOSING ACCOUNT BALANCES

948.45CR

#12

[Handwritten signature]

BARI CAPITAL INC.
200 PARK AVE
NEW YORK, NY 10166

#13

JOHN S ROSEKRANS
68 LOCUST AVE.
MILL VALLEY, CA 94941-2134

FUTURES/FOREIGN EXCHANGE
DAILY STATEMENT

DEC 08, 2008	
IR NUMBER	ACCOUNT
015	8054
Page 1	

US NON-SEGREGATED ACCOUNT

```

-- OPENING ACCOUNT BALANCES -----
-- CLOSING ACCOUNT BALANCES -----
-- MARGIN REQUIREMENT SUMMARY -----
Margin Requirement
Initial
OCR
Value in Base Currency
OCR
1,233.93CR
1,233.93CR
ACCOUNT VALUE SUMMARY
Account Balance Unrealized O/L on Futures
952.42CR OCR
Value in Base Currency
1,233.93CR OCR
CURRENCY CONVERSION RATES
Currency - USD
EURO EUR 1.2955838
  
```

#13

[Handwritten signature]

#14

P1

Papale, Stephen R.

From: ashanti.loggins@barclayswealth.com
Sent: Friday, December 19, 2008 11:47 AM
To: Papale, Stephen R.
Cc: jrose49er@sbcglobal.net
Subject: RE: Rosekrans Wire Transfer EUR 641,190.92 on September 16, 2008

Steve,
The issue is being investigated. I received the swift message yesterday and back up details of the wire and have sent it to the appropriate parties for further research. I will advise as soon as I hear back.

From: Spapale@wellsfargo.com [mailto:Spapale@wellsfargo.com]
Sent: Friday, December 19, 2008 11:43 AM
To: Loggins, Ashanti: Barclays Wealth
Cc: jrose49er@sbcglobal.net
Subject: Rosekrans Wire Transfer EUR 641,190.92 on September 16, 2008

Hi Ashanti,

<<Rosekrans EUR 641,190.92 September 16 08.doc>>

Hope all is well.

Have you been able to determine that these Euros were actually delivered out as per the September 16, 2008 LOA and the a/c 52518054 statement? Wells Fargo has not received them.

If you can confirm that they were delivered out can you advise where they currently reside? Or put a trace on the attached wire instructions.

Thanks for your help.

Stephen Papale

Wells Fargo Investments LLC

420 Montgomery St., 7F

San Francisco, CA 94104

(415) 222-2208 Direct

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- Are Not insured by the FDIC or any other federal government agency
- Are Not deposits of or guaranteed by the bank or any bank affiliate
- May Lose Value

#14

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12/30/08
 Sender's FedEx Account Number
ROSEKRAUS / PADALE
 Phone **415 412 1413**

457 PARKER AVE
ST
 State **CA** ZIP **94118**

Small Billing Reference
 Optional
ETIMM BROS. CATION PROCESSING
EPIC BANKRUPTCY SOLUTIONS INC
10300 SW ALLEN BLVD

BEAVERTON
 State **OR** ZIP **97005**

Schedule a pickup at fedex.com
 simplify your shipping manage your account access all the tools you need

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Sender's Copy

4a Express Package Service

☐ FedEx Priority Overnight
 Next business morning. Friday shipment will be delivered on Monday unless SAT/USPS Delivery is selected.

☒ FedEx Standard Overnight
 Next business afternoon. Saturday Delivery NOT available.

☐ FedEx First Overnight
 Earliest next business morning delivery to select locations. Saturday Delivery NOT available.

☐ FedEx 2Day
 Second business day. Friday shipment will be delivered on Monday unless SAT/USPS Delivery is selected.

☐ FedEx Express Saver
 Third business day. Saturday Delivery NOT available.

4b Express Freight Service

☐ FedEx 1Day Freight
 Next business day. Friday shipment will be delivered on Monday unless SAT/USPS Delivery is selected.

☐ FedEx 2Day Freight
 Second business day. Thursday shipment will be delivered on Monday unless SAT/USPS Delivery is selected.

5 Packaging

☒ FedEx Envelope
☐ FedEx Pak
☐ FedEx Box
☐ FedEx Tube
☐ Other

6 Special Handling

☐ SATURDAY Delivery
 NOT Available for:
 FedEx Standard Overnight, FedEx Express Saver, or FedEx 2Day Freight.

☐ HOLD Weekday at FedEx Location
 NOT Available for:
 FedEx Priority Overnight.

☐ HOLD Saturday at FedEx Location
 Available ONLY for:
 FedEx Priority Overnight and FedEx 2Day to select locations.

Does this shipment contain dangerous goods?
☒ No ☐ Yes ☐ Yes Shipper's Declaration not completed.

☐ Dry Ice
 Dry ice, 6, 11N, 14G

☐ Cargo Aircraft Only

7 Payment

☐ Sender
☒ Recipient
☐ Third Party
☐ Credit Card
☐ Cash/Check

8 Residential Delivery Signature Options

☒ No Signature Required
 Packages may be left without obtaining a signature for delivery.

☐ Direct Signature
 Signature of recipient or addressee may be required for delivery. Fee applies.

☐ Indirect Signature
 Recipient's address, someone at a neighboring address may sign for delivery. Fee applies.

520

RETAIN THIS COPY FOR YOUR RECORDS.

FedEx Kinko's
 Office and Print Center

555 California St
 SAN FRANCISCO, CA 94104

Location: JCKKO
 Device ID: JCKKO-POS1
 Employee: 1880105
 Transaction: 69027135161

STANDARD OVERNIGHT
 866413356578 0.35 lb (S) 22.77

Shipment subtotal: 22.77
 Total Due: 22.77
 (V) CreditCard: 22.77
 *****4132

M = Weight entered manually
 S = Weight read from scale
 T = taxable item

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 1.800.463.3339

October 30, 2008 2:33:15 PM

Hearing Date and Time: October 27, at 11:00 a.m. ET
Objection Deadline: October 13, 2011 at 4:00 p.m. ET

TOBIN & TOBIN
JOHN P. CHRISTIAN, ESQ., SBN 111444
500 Sansome Street, 8th Floor
San Francisco, CA 94111-3211
Telephone: (415) 433-1400
Facsimile: (415) 433-3883

Attorneys for John Rosekrans

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

LEHMAN BROTHERS HOLDINGS, INC., et al.

Debtor

**Chapter 11
Case No: 08-13555 (JMP)**

(Jointly Administered)

PROOF OF SERVICE

I, Glenda Broome, declare:

I am over the age of eighteen years and not a party to the cause. I am employed by the law firm of Tobin & Tobin, 500 Sansome Street, 8th Floor, San Francisco, California 94111-3214.

On October 13, 2011, I served the documents described as: **RESPONSE OF JOHN ROSEKRANS TO DEBTORS TWO HUNDREDTH OMNIBUS OBJECTION TO CLAIMS (NO LIABILITY CLAIMS) AND DECLARATION OF JOHN P. CHRISTIAN IN SUPPORT OF RESPONSE OF JOHN ROSEKRANS TO DEBTORS AND DEBTORS IN POSSESSION TWO HUNDREDTH OMNIBUS OBJECTION OT CLAIMS** on the

interested parties in this matter by addressed as follows:

Weil, Gotshal & Manges LLP
Attn: Shai Waisman, Esq.
767 Fifth Avenue
New York, New York 10153
Attorneys for the Debtors

**The Office of the United States Trustee
for the Southern District of New York**
Attn: Andy Velez-Rivera, Esq.
33 Whitehall Street, 21st Floor
New York, New York 10004

**The Office of the United States Trustee
for the Southern District of New York**
Attn: Paul Schwartzberg, Esq.
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New York, New York 10004

**The Office of the United States Trustee
for the Southern District of New York**
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**The Office of the United States Trustee
for the Southern District of New York**
Attn: Tracy Hope Davis, Esq.
33 Whitehall Street, 21st Floor
New York, New York 10004

Milbank, Tweed, Hadley & McCloy LLP
Attn: Dennis F. Dunne, Esq.
1 Chase Manhattan Plaza
New York, New York 10005
**Attorney for the Official Committee of
Unsecured Creditors**

Milbank, Twced, Hadley & McCloy LLP
Attn: Dennis O'Donnell, Esq.
1 Chase Manhattan Plaza
New York, New York 10005
**Attorney for the Official Committee of
Unsecured Creditors**

Milbank, Tweed, Hadley & McCloy LLP
Attn: Evan Fleck, Esq.
1 Chase Manhattan Plaza
New York, New York 10005
**Attorney for the Official Committee of
Unsecured Creditors**

Service of the above document(s) was effectuated by the following means of service:

By First Class Mail -- I am readily familiar with this firm's practice for collection and processing of correspondence for mailing with the United States Postal Service. It is deposited with the United States Postal Service in the ordinary course of business on the same day it is processed for mailing. I caused such envelope(s) to be deposited in the mail at San Francisco, California. The envelope was mailed with postage thereon fully prepaid.

— **By Personal Service** -- By personally delivering a true copy thereof in a sealed envelope(s).

X **By Federal Express Delivery Service** -- I caused such envelope(s) to be deposited in a box or other facility regularly maintained by the Federal Express service carrier or delivered to an authorized courier or driver authorized by the express service carrier to receive documents. The envelope was deposited with the express service carrier with delivery fees paid or provided for.

— **Facsimile Transmission** -- I served the documents in this matter via facsimile transmission. True and correct copies of written confirmation of the parties' agreement to permit service by facsimile transmission, the facsimile transmission coversheet and transmission report, indicating the transmission and receipt of said documents are attached hereto collectively as Exhibit "A" and incorporated herein by reference.

— **State Court** -- I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that service was made under the direction of an active member of the State Bar of California and who is not a party to the cause.

X **Federal Court** -- I declare under penalty of perjury that the foregoing is true and correct and that service was made under the direction of a member of the bar of this Court who is admitted to practice and is not a party to the cause.

Executed this 13th day of October, 2011, at San Francisco, California.

_____/s/
Glenda Broome